

Date: August 23, 2004

To: Chairman Randolph and Commissioners Blair, Downey, Karlan and Knox

From: Mark Krausse, Executive Director

EXECUTIVE DIRECTOR'S REPORT

This is a summary of administrative activity and other matters since the report sent to you prior to the last Commission meeting.

A. PERSONNEL

As reported at the August meeting, Executive Fellow Stephanie Dougherty has taken a position with the Governor's Office of Planning and Research where she will work on implementation of the recommendations of the California Performance Review. Stephanie's contributions to the Commission's media and legislative programs were remarkable. We already miss her enthusiastic attitude, and we wish her great success in her new position.

B. STAFF PROJECTS

Ms. Dougherty's final project for the Commission was her report on press enquiries coming through Media Director Sigrid Bathen. Stephanie's spreadsheet shows an average of 100 press calls per month were received in the first six months of the year, a figure that's sure to increase as we draw nearer to the November general election.

The Technical Assistance Division conducted seminars in Modesto, San Diego, Walnut Creek, Capitola, Santa Rosa, Santa Monica, Irvine, Modesto, Healdsburg, and Sacramento. In addition, Dixie Howard conducted an outreach for the staff of the San Francisco Ethics Commission.

The Public Education Unit is resuming web posting of the monthly Commission meeting agenda and supporting materials in the absence of an Executive Secretary, adding interactive features to several Enforcement forms, and responding to the all-state 2003 campaign finance update questionnaire from the Council on Governmental Ethics Laws.

C. APPROVAL OF CONFLICT OF INTEREST CODES/AMENDMENTS

Since the last Commission meeting, the agency has approved the following codes/amendments:

Conservation, California Department of	Elsinore Valley Municipal Water District
Kern Community College District	Western Municipal Water District
Yuba Community College District	

D. FINDINGS OF PROBABLE CAUSE

Pursuant to regulation 18361, I have found evidence in the following cases sufficient to lead a person of ordinary caution and prudence to believe or entertain a strong suspicion that the following respondents committed or caused a violation of the Political Reform Act. **This finding of probable cause does not constitute a finding that a violation has actually occurred. The respondents are presumed to be innocent of any violation of the Act unless a violation is proved in a subsequent proceeding.**

Allen K. Settle, FPPC No. 99/804. On July 20, 2004, probable cause was found to believe that Respondent, a San Luis Obispo city councilman, participated in making and made governmental decisions that had a reasonably foreseeable material financial effect on his real property interests, in violation of Sections 87100 and 87103, subdivision (b) (3 counts).

Gus Warren, FPPC No. 02/588. On August 6, 2004, probable cause was found to believe that Respondent, a designated employee of the County of Stanislaus, failed to timely file an annual, and leaving office statement of economic interests, in violation of section 87300 (2 counts).

E. REQUESTS FOR EXTENSION OF COMMITTEE TERMINATION

Pursuant to regulation 18404.1, campaign committees facing termination by December 31, 2002, who desire an extension of that deadline, must submit a request to the Executive Director by December 1, 2002. Since my last report to the Commission, I have responded to the following requests:

Friends of Alexandra Gallardo-Rooker. Request for first extension was denied on the bases that it 1) was made four months after the committee was required to terminate, and 2) failed to provide "evidence supporting any of the factors set forth" in the committee termination regulation (18404.1).

Friends of Chuck Fuentes. Request for first extension was denied on the bases that it 1) was made four months after the committee was required to terminate, and 2) failed to provide "evidence supporting any of the factors set forth" in the committee termination regulation (18404.1).

Friends of Pedro Carillo. Request for first extension was denied on the bases that it 1) was made four months after the committee was required to terminate, and 2) failed to provide "evidence supporting any of the factors set forth" in the committee termination regulation (18404.1).

Friends of Tom Umberg. Request for first extension was denied on the bases that it 1) was made four months after the committee was required to terminate, and 2) failed to provide "evidence supporting any of the factors set forth" in the committee termination regulation (18404.1).